

WEDNESDAY, APRIL 12, 1989

THIRTY-SECOND LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Mike Malugen, Hilltop Church of Christ, Nashville, Tennessee.

Representative Robb Robinson led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Know), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kriber, Love, McAttee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Nalfeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

MESSAGE FROM THE SENATE

April 11, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 219, 238, 270, 374, 461, 522, 709, 716, 722, 740, 884, 908, 955, 1072, 1118, 1144, 1256, 1325 and 1414; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Bill No. 0219 -- Highway Signs -- Provides for signs indicating the location of the historic covered bridge in Elizabethton.

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*Senate Bill No. 0238 -- Teachers -- Provides for reduction in other employees before teachers are dismissed. Amends TCA, Title 49, Ch. 5.

*Senate Bill No. 0270 -- Architects and Engineers -- Grants reciprocity to certain architects, engineers, and landscape architects. Amends TCA 62-2-304.

*Senate Bill No. 0374 -- Economic and Community Development -- Enacts the "Local Enterprise Zone Act".

Senate Bill No. 0461 -- Health -- Provides for creation of public school nurse advisory councils within certain LEAs. Amends TCA 68-1-1204.

*Senate Bill No. 0522 -- Health and Environment, Dept. of -- Prohibits employees of the department from revealing certain information. Amends TCA, Title 68.

*Senate Bill No. 0709 -- Highways, Roads and Bridges -- Designates certain roads in Davidson County as scenic highways. Amends TCA 54-17-114.

*Senate Bill No. 0716 -- Health -- Changes certain reporting procedures for the public school nurse program. Amends TCA, Title 68, Ch. 1, Pt. 12.

*Senate Bill No. 0722 -- Highway Signs -- Provides for directional signs to Ocoee and Hiwassee Rivers.

*Senate Bill No. 0740 -- Highway Signs -- Provides for directional signs for Bays Mountain Nature Park and Planetarium.

*Senate Bill No. 0884 -- Dentists -- Authorizes creation of non-profit dental service corporations in certain counties. Amends TCA 56-30-102, 103, 111, 122.

Senate Bill No. 0908 -- Personal Property -- Creates misdemeanor offense of unauthorized appropriation of photograph. Amends TCA, Title 47, Ch. 25, Pt. 11.

*Senate Bill No. 0955 -- Civil Service -- Requires notice be given of civil service examinations. Amends TCA, Title 8, Ch. 30.

Senate Bill No. 1072 -- School Transportation -- Prohibits smoking on school grounds or in school buses when children are present. Amends TCA, Title 49, Ch. 6.

Senate Bill No. 1118 -- Education -- Authorizes LEAs exceeding daily minimum instructional time to receive credit toward meeting such time requirements missed due to dangerous or extreme weather

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conditions; provides manner in which such days to be used. Amends TCA 49-6-3004.

*Senate Bill No. 1144 -- Family Life Curriculum -- Mandates family life instruction in certain counties under certain circumstances. Amends TCA, Title 49.

*Senate Bill No. 1256 -- Criminal Offenses -- Prohibits false telephone communications concerning illness, injury or death. Amends TCA 39-6-1102.

Senate Bill No. 1325 -- Auctions and Auctioneers -- Permits auctioneer to temporarily retire license. Amends TCA 62-19-112.

*Senate Bill No. 1414 -- Highway Signs -- Names US 45 south from Jackson to Henderson the Major Robert "Buster" Sipes Parkway.

MESSAGE FROM THE SENATE

April 11, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s) 64, 120, 121, 122, 143, 152, 179, 181, 182, 183, 184, 185, 188 and 189; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Joint Resolution No. 0064 -- Highway Signs -- Names bridge on new state route 37 to Elizabethton, the George Massengill Bridge.

*Senate Joint Resolution No. 0120 -- Memorials, Government Officials -- Requests Board of Education to study and report on problem of students working.

*Senate Joint Resolution No. 0121 -- Memorials, Government Officials -- Urges state board of education to study the effects of cooperative education on students' school performance.

*Senate Joint Resolution No. 0122 -- Memorials, Government Officials -- Urges state board of education to develop program where retired teachers are used to tutor at risk students on volunteer basis for LEAs.

*Senate Joint Resolution No. 0143 -- General Assembly, Statement of Intent Or Position -- Approves sale of certain property of Watkins Institute; provides for use of proceeds.

*Senate Joint Resolution No. 0152 -- Highway Signs -- Names Highway 641 "General Clifton B. Cates Memorial Highway".

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Senate Joint Resolution No. 0179 -- Memorials, Condolence -- Honors memory of William F. Kirsch, Jr. of Memphis.

Senate Joint Resolution No. 0181 -- Memorials, Condolence -- Expresses sorrow at death of Geneva Currie Suggs.

Senate Joint Resolution No. 0182 -- Memorials, Retirement -- Honors Joseph K. Carr on his retirement.

Senate Joint Resolution No. 0183 -- Memorials, Recognition and Thanks -- Honors Debra Elaine Kirkwood.

Senate Joint Resolution No. 0184 -- Memorials, Recognition and Thanks -- Honors Patricia B. Moore.

Senate Joint Resolution No. 0185 -- Memorials, Recognition and Thanks -- Honors Juliette Isabel Wadlington.

Senate Joint Resolution No. 0188 -- Memorials, Condolence -- Honors memory of Dr. Stanley Erwin.

Senate Joint Resolution No. 0189 -- Memorials, Sports -- Honors Coach Ron Hackworth and Oliver Springs High School boys' basketball team on great season.

ENROLLED BILLS

April 11, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 320, 567, 674 and 1223; House Joint Resolution(s) No(s). 10, 40, 143, 145, 199, 211, 231 and 232; and House Resolution(s) No(s). 20 and 21; and find same correctly enrolled and ready for the signature(s) of the Speaker(s).

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

April 11, 1989

The Speaker announced that he had signed the following: House Bill(s) No(s). 320, 567, 674 and 1223; and House Joint Resolution(s) No(s). 10, 40, 143, 145, 199, 211, 231 and 232; and House Resolution(s) No(s). 20 and 21.

REGULAR CALENDAR

House Bill No. 0077 -- Firearms and Ammunition -- Provides period of time during which sheriff must conduct a background investigation prior to the sale of a handgun. Amends TCA 39-6-1704.

Further consideration of House Bill No. 77, previously considered on March 29, 1989, at which time it was reset to the Calendar for April 12, 1989.

Rep. Pruitt moved that House Bill No. 77 be reset to the Calendar for Wednesday, April 26, 1989, which motion prevailed.

House Bill No. 1338 -- Taxes, Motor Vehicle -- Makes sales tax of motor vehicles, vessels, etc. sold to non-residents equal to tax rate in vendee's state. Amends TCA, Title 67, Ch. 6, Pts. 2, 3, 5, 7.

Further consideration of House Bill No. 1338, previously considered on March 30 and April 3, 1989. On April 3, Amendment No. 1 was adopted and the bill was reset to the Calendar for April 12, 1989.

Rep. Naifeh moved that House Bill No. 1338 be passed on third and final consideration.

Rep. Rhinehart moved the previous question, which motion prevailed.

Rep. Naifeh moved that House Bill No. 1338, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	72
Noes.	25
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bivens, Bragg, Buck, Burnett, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DePriest, Dixon, Ellis, Garrett, Givens, Good, Halteman, Harrill, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Kernell, Kisber, Love, McDaniel, Miller, Moody, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sipes, Stallings, Stamps, Webb, West, Wheeler, Whitson, Winningham, Wix, Wood, Yelton -- 72.

Representatives voting no were: Bittle, Byrd, Copeland, Davis (Knox), DeBerry, Duer, Gaia, Gunnels, Hassell, Jones, R. (Shelby), Kent, King, McAfee, Moore (Shelby), Niceley, Nuber, Peroulas,

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Shirley, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Williams, Wolfe -- 25.

Representatives present and not voting were: Jones, U. (Shelby) -- 1.

A motion to reconsider was tabled.

House Bill No. 1177 -- Dentists -- Authorizes creation of non-profit dental service corporations in certain counties. Amends TCA 56-30-102, 103, 111, 122.

On motion, House Bill No. 1177 was made to conform with Senate Bill No. 884.

On motion, **Senate Bill No. 884**, on same subject, was substituted for House Bill No. 1177.

Rep. Scruggs moved that Senate Bill No. 884 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	5

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Haltman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives voting no were: Henry (Roane), Kent, Kernell, Moody, Robinson (Washington) -- 5.

A motion to reconsider was tabled.

House Bill No. 0523 -- Hearing Aids Dispensers -- Revises certain provisions relative to hearing aid dispensers. Amends TCA, Title 63, Ch. 15, Pt. 1.

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Rep. Scruggs moved that House Bill No. 523 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	84
Noes	9
Present and not voting	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 84.

Representatives voting no were: Henry (Roane), Kent, McDaniel, Peroulas, Severance, Sipes, Turner, L. (Shelby), Ussery, Whitson -- 9.

Representatives present and not voting were: Coffey, Herron, Moody -- 3.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 250 out of order, which motion prevailed.

House Joint Resolution No. 0250 -- Memorials, Sports -- Congratulates Coach Pat Head Summitt and University of Tennessee Lady Vols basketball team on capturing NCAA national championship. by *Scruggs, *Armstrong.

On motion, the rules were suspended for the immediate consideration of the resolution:

On motion of Rep. Scruggs, with the request that all members be added as sponsors, the resolution was adopted by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, G. (Shelby), Turner, L. (Shelby), Usery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 251 out of order, which motion prevailed.

House Joint Resolution No. 0251 -- Memorials, Sports -- Honors Patricia "Pat" Head Summitt on her outstanding achievements in collegiate basketball. by *Scruggs, *Armstrong.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting be added as sponsors, the resolution was adopted by the following vote:

Ayes.	99
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes,

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Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

REGULAR CALENDAR, CONTINUED

House Bill No. 0997 -- State Employees -- Increases membership of state insurance committee by adding more state employees. Amends TCA 8-27-101, 8-27-201.

Rep. Starnes moved that House Bill No. 997 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

AMEND House Bill No. 997 by deleting the directory and amendatory language of Sections 1, 2 and 3 in their entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 8-27-101(a) is amended by deleting the present subsection in its entirety and substituting a new subsection as follows:

(a) There is hereby created a state insurance committee, to be composed of the commissioner of personnel, the state treasurer, the commissioner of commerce and insurance, the comptroller of the treasury, the commissioner of finance and administration, a member to be appointed by the board of directors of the Tennessee State Employees Association, and three (3) state employees.

Section 2. Tennessee Code Annotated, Section 8-27-201, is amended by adding the following language as subsection (a) and redesignating all subsequent subsections as appropriate:

"State Employee" means any person who is a state official, including members of the general assembly and legislative officials elected by the general assembly, or any person who is employed in the service of, and whose compensation is payable by the state, or any person who is employed by the state whose compensation is paid, in whole or in part, from federal or other funds, but shall not include any person performing services on a contractual or percentage basis. The committee shall, subject to the availability of funds as certified by the commissioner of finance and

administration, have the authority to establish additional criteria that must be met by a state employee to be eligible for participation in any insurance plan offered by the committee; provided, however, persons currently participating in any plan offered by the committee who are not state employees as defined in this subsection shall remain eligible to participate until such time as coverage is provided by an alternative state administered plan offered by the committee.

AND FURTHER AMEND, by renumbering the existing section 4 as section 3.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Starnes moved that House Bill No. 997, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

***House Bill No. 0779 -- Election Laws --** Revises deadline for filing nominating petition. Amends TCA 2-5-101.

Rep. Hubbard moved that House Bill No. 779 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

House Bill No. 0716 -- Workers' Compensation -- Requires notice by certain employers to employees of nonapplicability of workers' compensation laws. Amends TCA, Title 50, Ch. 6.

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Rep. Bivens moved that House Bill No. 716 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

Amendment No. 1

Amend House Bill No. 716 by adding the following to the end of the amendatory language of Section ____ of SECTION 1:

The provisions of this section relative to the notification of certain employees shall not apply to any employer who is engaged in the agricultural production business or the nursery business.

On motion, Amendment No. 1 was adopted.

Rep. Bivens moved that House Bill No. 716 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

MOTION

Rep. Scruggs moved that a committee of the ladies of the House be appointed by the Speaker to escort the Lady Vols to the Well and that the House stand in recess until the recognition is concluded, which motions prevailed.

Rep. Scruggs further requested that the Clerk read House Joint Resolution(s) No(s). 250 and 251 recognizing the Lady Vols' accomplishments.

RECESS

Mr. Speaker Murray announced that the House would stand in recess at the request of the Chair. The Chair was relinquished to Speaker Pro Tempore DeBerry.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Murray.

On motion of Mr. Chiles, the roll call was dispensed with.

REGULAR CALENDAR, CONTINUED

*House Bill No. 0266 -- Aged Persons -- Establishes a pilot program on the prevention and treatment of elderly abuse, neglect, and criminal victimization. Amends TCA, Title 49, Ch. 8, Pt. 8.

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Rep. Love moved that House Bill No. 266 be passed on third and final consideration.

Rep. Williams moved to amend as follows:

Amendment No. 1

AMEND House Bill No. 266 by deleting from the first, second, third and fifth WHEREAS clauses the word "black" wherever it appears.

AND FURTHER AMEND by deleting the fourth WHEREAS clause in its entirety and substituting instead the following:

WHEREAS, despite the frequency with which such crimes are not reported, statistics still indicate that older citizens are far more likely to be victimized by crime than younger citizens with respect to the following categories of crime: assaults, robbery, and murder; and

On motion, Amendment No. 1 was adopted.

Rep. Love moved to amend as follows:

Amendment No. 2

AMEND House Bill No. 266 by deleting the words "a pilot" in the first sentence of amendatory subsection (a) of Section 1 of the printed bill and substituting therefor the words "an extension of the center's".

AND FURTHER AMEND by deleting the word "pilot" in the second sentence of amendatory subsection (a) of Section 1 of the printed bill.

AND FURTHER AMEND by deleting the word "pilot" in amendatory subsection (b) of Section 1 of the printed bill.

AND FURTHER AMEND by deleting the word "pilot" in the second sentence of amendatory subsection (c) of Section 1 of the printed bill.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Love moved that House Bill No. 266, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Clark, Coffey,

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Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

***House Bill No. 1007 -- Law Enforcement -- Prevents law enforcement agency from having rule more restrictive than ordinance.**

Rep. C. Turner (Shelby) moved that House Bill No. 1007 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Ball, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

***House Bill No. 1210 -- Education, Higher -- Creates offense of falsifying of educational and academic documents. Amends TCA, Title 39, Ch. 3, Pt. 9.**

Rep. Davidson moved that House Bill No. 1210 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes. 98
Noes. 0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 0298 -- Gas, Petroleum Products, Volatile Oils -- Revises conditions for release of reclamation land. Amends TCA, Title 60, Ch. 1, Pt. 7.

Rep. Winningham moved that House Bill No. 298 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

House Bill No. 0299 -- Gas, Petroleum Products, Volatile Oils -- Prohibits interference with certain activities of operator of oil or gas well. Amends TCA, Title 60, Ch. 1.

Rep. Winningham moved that House Bill No. 299 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

*House Bill No. 0415 -- Surplus Property -- Permits members of general assembly to purchase surplus property for certain uses. Amends TCA, Title 12, Ch. 2.

Rep. Copeland moved that House Bill No. 415 be passed on third and final consideration.

Rep. Copeland moved to amend as follows:

Amendment No. 1

Amend House Bill No. 415 by deleting Section 1 in its

entirety and substituting in lieu thereof the following:

Section 1.

(a) Notwithstanding any provision of law to the contrary, a member may purchase directly from the legislative department of state government the furniture used in his or her legislative office in Nashville.

(b) No such purchase by a member of the general assembly shall be effective unless and until the registry of election finance, created by Chapter ____ of the Public Acts of 1989 (House Bill 197/Senate Bill 436), certifies that the purchase price of such furniture is consistent with the value of such property to the state of Tennessee.

(c) Upon termination of service in the general assembly, such member may remove furniture so purchased. Shipping and handling expenses for any furniture so purchased shall be borne by the member who purchases such furniture.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Copeland moved that House Bill No. 415, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	83
Noes	5
Present and not voting	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Gaia, Garrett, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Kernell, Kisber, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 83.

Representatives voting no were: Givens, Henry (Roane), Kent, Nuber, Stamps -- 5.

Representatives present and not voting were: Clark -- 1.

A motion to reconsider was tabled.

REMARKS

MR. SPEAKER: I must attend an important Board Meeting at Cumberland University, Lebanon, Tennessee, at 5:00. I must leave at 4:00.

Rep. S. Thomas Burnett

REGULAR CALENDAR, CONTINUED

House Bill No. 0752 -- Mass Transit -- Adds certain counties to regional transportation authority. Amends TCA 64-8-101.

On motion, House Bill No. 752 was made to conform with Senate Bill No. 288.

On motion, Senate Bill No. 288, on same subject, was substituted for House Bill No. 752.

Rep. Robinson (Davidson) moved that Senate Bill No. 288 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. 97
Noes. 0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

*House Bill No. 1054 -- Election Laws -- Revises certain election laws. Amends TCA, Title 2.

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Rep. West moved that House Bill No. 1054 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

House Bill No. 0761 -- Highway Patrol -- Fixes cost of traffic accident report.

Rep. Rhinehart moved that House Bill No. 761 be re-referred to the Calendar and Rules Committee, which motion prevailed.

House Bill No. 1282 -- Budget Procedures -- Revises County Budget Law of 1990. Amends TCA, Title 5, Ch. 22, 49-2-101; Title 67. Repeals TCA 67-5-2401.

Rep. Rhinehart moved that House Bill No. 1282 be re-referred to the Calendar and Rules Committee, which motion prevailed.

House Bill No. 0872 -- Civil Service -- Requires notice be given of civil service examinations. Amends TCA, Title 8, Ch. 30.

Further consideration of House Bill No. 872, previously considered on April 6, 1989, at which time it was reset to the Calendar for April 12, 1989.

On motion, House Bill No. 872 was made to conform with Senate Bill No. 955.

On motion, Senate Bill No. 955, on same subject, was substituted for House Bill No. 872.

Rep. Shirley moved that Senate Bill No. 955 be passed on third and final consideration.

Rep. Severance moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 955 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____: The provisions of this act shall not apply in any county having a population of not less than 319,625 nor more than 319,725 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Shirley moved that Senate Bill No. 955, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	78
Noes.	16
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bivens, Bragg, Buck, Byrd, Cain, Collier, Copeland, Crain, Curlee, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Gunnels, Halteman, Harrill, Hassell, Hawkins, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nicoley, Nuber, Odom, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 78.

Representatives voting no were: Bittle, Callicott, Chiles, Coffey, Cross, Davis (Cocke), Davis (Knox), Givens, Haun, Huskey, Miller, Peroulas, Scruggs, Stamps, Wheeler, Whitson -- 16.

Representatives present and not voting were: Good -- 1.

A motion to reconsider was tabled.

House Bill No. 1321 -- Sunset Laws -- Accelerates termination of health facilities commission. Amends TCA, Title 4, Ch. 29, Pt. 2.

Further consideration of House Bill No. 1321, previously considered on April 10, 1989, at which time it was reset to the Calendar for April 12, 1989.

Rep. Garrett moved that House Bill No. 1321 be passed on third and final consideration.

Rep. Garrett moved that House Bill No. 1321 be reset to the Calendar for Thursday, April 20, 1989, which motion prevailed.

CONSENT CALENDAR

House Resolution No. 0018 -- Memorials, Personal Achievement -- Congratulates Dale Tomlinson on winning 1989 Miss Memphis pageant.

House Resolution No. 0019 -- Memorials, Personal Occasion -- Congratulates Mr. and Mrs. Greg Hedrick on birth of their daughter, Christina Danielle Hedrick.

House Joint Resolution No. 0235 -- Memorials, Personal Achievement -- Congratulates Janet Lee Clowes on being crowned Miss Belmont College 1989.

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House Joint Resolution No. 0236 -- Memorials, Congratulations -- Congratulates First State Bank of Covington on 70 years of service.

House Joint Resolution No. 0237 -- Memorials, Public Service -- Honors Sarah Ann High Bradshaw, a noteworthy Tennessee citizen.

House Joint Resolution No. 0238 -- Memorials -- Honors WLOK radio of Memphis.

House Joint Resolution No. 0239 -- Memorials, Condolence -- Honors memory of Alton William Patten, Jr. of Chattanooga.

House Bill No. 1481 -- Crockett County -- Permits public election of school board members.

House Bill No. 1482 -- Van Buren County -- Authorizes Van Buren county board of education to establish opening date of school term.

Senate Joint Resolution No. 0177 -- Memorials, Sports -- Honors John Robert Bell on induction in Tennessee Sports Hall of Fame.

Senate Joint Resolution No. 0178 -- Memorials -- Welcomes David Mookken and India's Women's Team to District 678.

Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson,

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Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray
-- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

NOTICE TO ACT ON SENATE AMENDMENTS

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Monday, April 17, 1989:

House Bill No. 620: Rep. Purcell

NOTICE TO ACT ON SENATE AMENDMENTS

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Thursday, April 13, 1989:

House Bill No. 269: Rep. Kisber.

House Bill No. 271: Rep. Kisber.

House Bill No. 932: Rep. Byrd.

House Bill No. 988: Rep. Kent.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 263: Rep(s). Jackson added as prime sponsor(s).

House Bill No. 960: Rep(s). Yelton added as prime sponsor(s).

House Bill No. 1211: Rep(s). Armstrong added as prime sponsor(s).

House Bill No. 1214: Rep(s). Armstrong added as prime sponsor(s).

House Bill No. 1376: Rep(s). Naifeh added as prime sponsor(s).

ANNOUNCEMENTS

Pursuant to House Rule No. 75, Rep. Naifeh announced that the Select Committee on Rules has met and will make a recommendation Thursday relative to a change in Rule No. 12. The proposed amendment has been distributed for review by each member and will be voted on tomorrow.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 0241 -- Memorials, Public Service -- Honors Westvaco on being named "Conservationists of the Year". by *Ridgeway, *Herron, *Collier.

The Speaker referred House Joint Resolution No. 241 to the Calendar and Rules Committee.

House Joint Resolution No. 0242 -- Memorials, Public Service -- Honors Harry Simmons for service to community. by *Scruggs.

The Speaker referred House Joint Resolution No. 242 to the Calendar and Rules Committee.

House Joint Resolution No. 0243 -- General Assembly, Studies -- Establishes study committee to investigate concept of equal pay for equal work for state employees. by *Pruitt, *Dixon, *DeBerry, *Turner L, *Jones R, *Jones U, *King, *Love, *Gaia, *Halteman, *Duer, *Robinson Ruth, *Hassell, *Turner B, *Peroulas, Burnett, Naifeh, Bragg.

The Speaker referred House Joint Resolution No. 243 to the State and Local Government Committee.

House Joint Resolution No. 0245 -- Memorials, Professional Achievement -- Honors Sam M. Browder and Steve H. Kirkham of Harriman Oil on winning "Shell's Image Excellence Award-Best of the Best". by *Henry Jim.

The Speaker referred House Joint Resolution No. 245 to the Calendar and Rules Committee.

House Joint Resolution No. 0246 -- Memorials, Public Service -- Honors Charles W. Tucker. by *Byrd.

The Speaker referred House Joint Resolution No. 246 to the Calendar and Rules Committee.

House Joint Resolution No. 0247 -- Memorials, Sports -- Congratulates Pickett County High School boys' basketball team on winning District 5A championship. by *Winningham.

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The Speaker referred House Joint Resolution No. 247 to the Calendar and Rules Committee.

House Joint Resolution No. 0248 -- Memorials, Sports -- Congratulates Red Boiling Springs High School girls' basketball team on District 5A championship. by *Winningham.

The Speaker referred House Joint Resolution No. 248 to the Calendar and Rules Committee.

House Joint Resolution No. 0249 -- Memorials, Sports -- Congratulates Pickett County High School girls' basketball team on capturing Class A state championship. by *Winningham.

The Speaker referred House Joint Resolution No. 249 to the Calendar and Rules Committee.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Senate Joint Resolution No. 0179 -- Memorials, Condolence -- Honors memory of William F. Kirsch, Jr. of Memphis.

The Speaker referred Senate Joint Resolution No. 179 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0181 -- Memorials, Condolence -- Expresses sorrow at death of Geneva Currie Suggs.

The Speaker referred Senate Joint Resolution No. 181 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0182 -- Memorials, Retirement -- Honors Joseph K. Carr on his retirement.

The Speaker referred Senate Joint Resolution No. 182 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0183 -- Memorials, Recognition and Thanks -- Honors Debra Elaine Kirkwood.

The Speaker referred Senate Joint Resolution No. 183 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0184 -- Memorials, Recognition and Thanks -- Honors Patricia B. Moore.

The Speaker referred Senate Joint Resolution No. 184 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0185 -- Memorials, Recognition and Thanks -- Honors Juliette Isabel Wadlington.

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The Speaker referred Senate Joint Resolution No. 185 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0188 -- Memorials, Condolence --
Honors memory of Dr. Stanley Erwin.

The Speaker referred Senate Joint Resolution No. 188 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0189 -- Memorials, Sports -- Honors Coach Ron Hackworth and Oliver Springs High School boys' basketball team on great season.

The Speaker referred Senate Joint Resolution No. 189 to the Calendar and Rules Committee.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 0064 -- Highway Signs -- Names bridge on new state route 37 to Elizabethton, the George Massengill Bridge.

The Speaker referred Senate Joint Resolution No. 64 to the Transportation Committee.

Senate Joint Resolution No. 0120 -- Memorials, Government Officials -- Requests Board of Education to study and report on problem of students working.

The Speaker referred Senate Joint Resolution No. 120 to the Education Committee.

Senate Joint Resolution No. 0121 -- Memorials, Government Officials -- Urges state board of education to study the effects of cooperative education on students' school performance.

The Speaker referred Senate Joint Resolution No. 121 to the Education Committee.

Senate Joint Resolution No. 0122 -- Memorials, Government Officials -- Urges state board of education to develop program where retired teachers are used to tutor at risk students on volunteer basis for LEAs.

The Speaker referred Senate Joint Resolution No. 122 to the Education Committee.

Senate Joint Resolution No. 0143 -- General Assembly, Statement of Intent Or Position -- Approves sale of certain property of Watkins Institute; provides for use of proceeds.

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The Speaker referred Senate Joint Resolution No. 143 to the Education Committee.

Senate Joint Resolution No. 0152 -- Highway Signs -- Names Highway 641 "General Clifton B. Cates Memorial Highway".

The Speaker referred Senate Joint Resolution No. 152 to the Transportation Committee.

INTRODUCTION OF BILLS

House Bill No. 1484 -- County Boundaries -- Revises boundary between Putnam and Overton counties. by *Henry Dwight.

Passed first consideration.

*House Bill No. 1485 -- Junkyards -- Repeals requirement for annual report under Junkyard Control Act of 1967. Amends TCA 54-20-111. Repeals TCA 54-20-111. by *Bragg, *Robinson, Robb.

Passed first consideration.

House Bill No. 1486 -- Jackson County -- Eliminates requirement of countersignature on warrant for disbursement of highway funds. Amends Chapter 111, Private Acts of 1951, as amended. by *Winningham.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 0219 -- Highway Signs -- Provides for signs indicating the location of the historic covered bridge in Elizabethton.

Held on the Clerk's desk pending third consideration of companion House Bill No. 333.

Senate Bill No. 0238 -- Teachers -- Provides for reduction in other employees before teachers are dismissed. Amends TCA, Title 49, Ch. 5.

Held on the Clerk's desk pending third consideration of companion House Bill No. 448.

Senate Bill No. 0270 -- Architects and Engineers -- Grants reciprocity to certain architects, engineers, and landscape architects. Amends TCA 62-2-304.

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Held on the Clerk's desk pending third consideration of companion House Bill No. 452.

Senate Bill No. 0374 -- Economic and Community Development -- Enacts the "Local Enterprise Zone Act".

Held on the Clerk's desk pending third consideration of companion House Bill No. 1255.

Senate Bill No. 0461 -- Health -- Provides for creation of public school nurse advisory councils within certain LEAs. Amends TCA 68-1-1204.

Held on the Clerk's desk pending third consideration of companion House Bill No. 249.

Senate Bill No. 0522 -- Health and Environment, Dept. of -- Prohibits employees of the department from revealing certain information. Amends TCA, Title 68.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1334.

Senate Bill No. 0709 -- Highways, Roads and Bridges -- Designates certain roads in Davidson County as scenic highways. Amends TCA 54-17-114.

Held on the Clerk's desk pending third consideration of companion House Bill No. 349.

Senate Bill No. 0716 -- Health -- Changes certain reporting procedures for the public school nurse program. Amends TCA, Title 68, Ch. 1, Pt. 12.

Held on the Clerk's desk pending third consideration of companion House Bill No. 679.

Senate Bill No. 0722 -- Highway Signs -- Provides for directional signs to Ocoee and Hiwassee Rivers.

Held on the Clerk's desk pending third consideration of companion House Bill No. 715.

Senate Bill No. 0740 -- Highway Signs -- Provides for directional signs for Bays Mountain Nature Park and Planetarium.

Held on the Clerk's desk pending third consideration of companion House Bill No. 546.

Senate Bill No. 0908 -- Personal Property -- Creates misdemeanor offense of unauthorized appropriation of photograph. Amends TCA, Title 47, Ch. 25, Pt. 11.

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Held on the Clerk's desk pending third consideration of companion House Bill No. 72.

Senate Bill No. 1072 -- School Transportation -- Prohibits smoking on school grounds or in school buses when children are present. Amends TCA, Title 49, Ch. 6.

Held on the Clerk's desk pending third consideration of companion House Bill No. 537.

Senate Bill No. 1118 -- Education -- Authorizes LEAs exceeding daily minimum instructional time to receive credit toward meeting such time requirements missed due to dangerous or extreme weather conditions; provides manner in which such days to be used. Amends TCA 49-6-3004.

Held on the Clerk's desk pending third consideration of companion House Bill No. 420.

Senate Bill No. 1144 -- Family Life Curriculum -- Mandates family life instruction in certain counties under certain circumstances. Amends TCA, Title 49.

Held on the Clerk's desk pending third consideration of companion House Bill No. 821.

Senate Bill No. 1256 -- Criminal Offenses -- Prohibits false telephone communications concerning illness, injury or death. Amends TCA 39-6-1102.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1087.

Senate Bill No. 1325 -- Auctions and Auctioneers -- Permits auctioneer to temporarily retire license. Amends TCA 62-19-112.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1089.

Senate Bill No. 1414 -- Highway Signs -- Names US 45 south from Jackson to Henderson the Major Robert "Buster" Sipes Parkway.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1420.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1483 -- Carter County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

REPORTS FROM STANDING COMMITTEES

COMMERCE

April 11, 1989

MR. SPEAKER: Your Commerce Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 181 (as amended), 770 (as amended), 1343 (as amended) and 1352 (as amended); for adoption: House Joint Resolution(s) No(s). 80 (as amended).

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 732 (as amended) be referred to the Finance, Ways and Means Committee.

RHINEHART, Chairman.

Under the rules, House Bill(s) No(s). 181 (as amended), 770 (as amended), 1343 (as amended) and 1352 (as amended); and House Joint Resolution(s) No(s). 80 (as amended); was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 732 (as amended) to the Finance, Ways and Means Committee.

EDUCATION

April 11, 1989

MR. SPEAKER: Your Education Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 775, 821 (as amended), 1132, 1133 (as amended), 1187 (as amended), 1212 (as amended), 1214 (as amended), 1268 (as amended); for adoption: House Joint Resolution(s) No(s). 28, 129 and 180.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). House Bill(s) No(s). 1129 be referred to the Finance, Ways and Means Committee.

DAVIDSON, Chairman.

Under the rules, House Bill(s) No(s). 775, 821 (as amended), 1132, 1133 (as amended), 1187 (as amended), 1212 (as amended), 1214 (as amended) and 1268 (as amended); and House Joint Resolution(s) No(s). 28, 129 and 180; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72 the Speaker referred House Bill(s) No(s). 1129 to the Finance, Ways and Means Committee.

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FINANCE, WAYS AND MEANS

April 11, 1989

MR. SPEAKER: Your Finance, Ways and Means Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 66 (as amended), 86, 102 (as amended), 426, 481, 515, 547 (as amended), 626, 627, 708 (as amended), 1049 and 1097.

BRAGG, Chairman.

Under the rules, House Bill(s) No(s). 66 (as amended), 86, 102 (as amended), 426, 481, 515, 547 (as amended), 626, 627, 708 (as amended), 1049 and 1097; was/were transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

April 11, 1989

MR. SPEAKER: Your Government Operations Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 28 (as amended), 30, 213 (as amended), 215, 218 (as amended) and 225 (as amended).

KING, Chairman.

Under the rules, House Bill(s) No(s). 28 (as amended), 30, 213 (as amended), 215, 218 (as amended) and 225 (as amended); was/were transmitted to the Calendar and Rules Committee.

JUDICIARY

April 11, 1989

MR. SPEAKER: Your Judiciary Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 427 (as amended), 862, 864, 1002 (as amended) and 1003 (as amended).

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 1390 (as amended) be referred to the Finance, Ways and Means Committee.

BUCK, Chairman.

Under the rules, House Bill(s) No(s). 427 (as amended), 862, 864, 1002 (as amended) and 1003 (as amended); was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 1390 (as amended) to the Finance, Ways and Means Committee.

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STATE AND LOCAL GOVERNMENT
April 11, 1989

MR. SPEAKER: Your State and Local Government Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 574, 941, 1107 (as amended), 1199 (as amended) and 1228; for adoption: House Joint Resolution(s) No(s). 94 and 95.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 248 (as amended) and 543 (as amended) be referred to the Finance, Ways and Means Committee.

MILLER, Chairman.

Under the rules, House Bill(s) No(s). 574, 941, 1107 (as amended), 1199 (as amended) and 1228; and House Joint Resolution(s) No(s). 94 and 95; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 248 (as amended) and 543 (as amended) to the Finance, Ways and Means Committee.

TRANSPORTATION
April 11, 1989

MR. SPEAKER: Your Transportation Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 831 (as amended) and 1252 (as amended); for adoption: House Joint Resolution(s) No(s). 184 and 190.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 1234 be referred to the Finance, Ways and Means Committee.

ROBINSON, Chairman.

Under the rules, House Bill(s) No(s). 831 (as amended) and 1252 (as amended); House Joint Resolution(s) 184 and 190; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 1234 to the Finance, Ways and Means Committee.

CONSERVATION AND ENVIRONMENT
April 12, 1989

MR. SPEAKER: Your Conservation and Environment Committee begs leave to report that we have carefully considered and recommend for

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passage: House Bill(s) No(s). 935 (as amended), 998 (as amended) and 1436 (as amended); for adoption: House Joint Resolution(s) No(s). 191; for concurrence: Senate Joint Resolution(s) No(s). 74 and 119.

HILLIS, Chairman.

Under the rules, House Bill(s) No(s). 935 (as amended), 998 (as amended) and 1436 (as amended); House Joint Resolution(s) No(s). 191; and Senate Joint Resolution(s) No(s). 74 and 119; was/were transmitted to the Calendar and Rules Committee.

GENERAL WELFARE

April 12, 1989

MR. SPEAKER: Your General Welfare Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 83 (as amended) and 933.

We further report that the following was/were considered but failed to pass: 681 (as amended).

STARNES, Chairman.

Under the rules, House Bill(s) No(s). 83 (as amended) and 933; was/were transmitted to the Calendar and Rules Committee.

ENGROSSED BILLS

April 12, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 523 and 1338; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 12, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 250 and 251; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

WEDNESDAY, APRIL 12, 1989 -- THIRTY-SECOND LEGISLATIVE DAY

ENGROSSED BILLS
April 12, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 997; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 12, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 34 and 38; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS
April 12, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 266, 415, 1007 and 1210; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 12, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 250 and 251; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
April 12, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 193; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, APRIL 12, 1989 -- THIRTY-SECOND LEGISLATIVE DAY

ENGROSSED BILLS

April 12, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1481 and 1482; and House Joint Resolution(s) No(s). 235, 236, 237, 238 and 239, and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 12, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 615; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 12, 1989

MR. SPEAKER: I am directed to return to the House, House Bill No. 1192.

The Senate refused to recede from its action in adopting Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 12, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 73.

The Senate nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, APRIL 12, 1989 -- THIRTY-SECOND LEGISLATIVE DAY

MESSAGE FROM THE SENATE
April 12, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 98, 234, 424, 506, 953, 1121, 1262, 1312 and 1313; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 0098 -- Motor Vehicles -- Restricts certain freight motor vehicles from traveling on certain municipal streets or alleys in certain circumstances.

*Senate Bill No. 0234 -- Highway Signs -- Provides for directional signs to Big South Fork Recreation Area on I-75 at Jellico.

Senate Bill No. 0424 -- Corporations, Not for Profit -- Removes liability from suit for certain members of nonprofit corporations under certain circumstances. Amends TCA 48-58-601.

*Senate Bill No. 0506 -- Education -- Revises terms of participation in Tennessee student assistance program. Amends TCA 49-4-301.

Senate Bill No. 0953 -- Teachers -- Establishes minority teaching fellows program. Amends TCA, Title 49, Ch. 4.

*Senate Bill No. 1121 -- Insurance, Health, Accident -- Permits assignee of benefits of insurance policies to charge interest to insurance company for delinquent payment under certain circumstances. Amends TCA 68-11-219.

*Senate Bill No. 1262 -- Children -- Revises proof requirements for closing of child's medical records. Amends TCA 36-6-103.

*Senate Bill No. 1312 -- Motor Vehicles, Titling and Registration -- Creates special license for retired veterans. Amends TCA, Title 55, Ch. 4.

*Senate Bill No. 1313 -- Education, State Board of -- Creates civil service status for support personnel employed by board of education at state special schools. Amends TCA 8-30-101.

REPORT OF COMMITTEE ON CALENDAR AND RULES
April 11, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar

WEDNESDAY, APRIL 12, 1989 -- THIRTY-SECOND LEGISLATIVE DAY

for Monday, April 17, 1989: House Bill(s) No(s). 683, 256, 895, 1017, 1219, 459, 1150, 926, 901, 466, 468 and 1404.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
April 11, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 19, 1989: House Bill(s) No(s). 1305, 460, 800, 647, 1127, 1198, 704, 322, 1006, 1203, 1285 and 923.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 11, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 17, 1989: House Bill(s) No(s). 93, 663, 1151 and 1202.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
April 11, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, April 20, 1989: House Bill(s) No(s). 497.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 12, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 17, 1989: House Bill(s) No(s). 1315, 1089, 463, 447, 1387; House Resolution(s) No(s). 9; and House Bill(s) No(s). 993 and 995.

PHILLIPS, Chairman.

WEDNESDAY, APRIL 12, 1989 -- THIRTY-SECOND LEGISLATIVE DAY

REPORT OF COMMITTEE ON CALENDAR AND RULES
April 12, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, April 20, 1989: House Bill(s) No(s). 1318, 452, 462, 448, 1378, 1380, 1389, 1218, 1376; House Resolution(s) No(s). 10; and House Bill(s) No(s). 1001, 991 and 1110.

PHILLIPS, Chairman.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES
April 12, 1989

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 553, 1473, 1474, 1475 and 1483.

REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 12, 1989

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, April 13, 1989: House Joint Resolution(s) No(s). 241, 242, 245, 246, 247, 248 and 249; House Bill(s) No(s). 553, 1473, 1474, 1475 and 1483; and Senate Joint Resolution(s) No(s). 179, 181, 182, 183, 184, 185, 188 and 189.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt,

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Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton; Mr. Speaker Murray -- 98.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, April 13, 1989.